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Docket: 2926 US (203-3805 PCT US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Gregg, et al.

EXAMINER: N/Y/K

SERIAL NO.: 10/573,210

GROUP: N/Y/K

FILED: March 24, 2006

DATED: July 25, 2006

TITLE: **REDUNDANT TEMPERATURE MONITORING IN
ELECTROSURGICAL SYSTEMS FOR SAFETY
MITIGATION**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

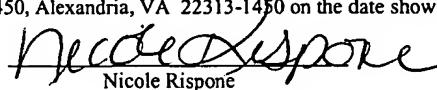
Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO/SB/08A is brought to the attention of the Examiner. Copies of the U.S. patent documents are not provided in accordance with the waiver of that requirement under 37 C.F.R. §1.98.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Dated: July 25, 2006


Nicole Risponi

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The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.

☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.

☐ This information disclosure statement is being filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.

☒ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.

☐ Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).

☐ Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(2).

☐ Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))

☐ Please charge the \$130.00 petition fee to Deposit Account No. 21-0550.

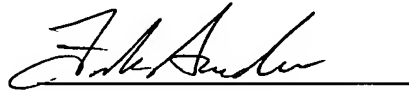
☐ Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).

☐ Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. 21-0550.

☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 21-0550. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 21-0550 therefor.

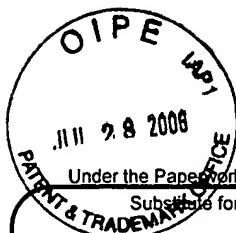
The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "F. Sardone", is written over a horizontal line.

Francesco Sardone
Reg. No.: 47,918
Attorney for Applicant(s)

Carter, DeLuca, Farrell & Schmidt, LLP
445 Broad Hollow Road - Suite 225
Melville, New York 11747
Tel.: (631) 501-5700
Fax: (631) 501-3526
FS/nr



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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 1

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Complete if Known

Application Number	10/573,210
Filing Date	March 24, 2006
First Named Inventor	Gregg, et al.
Art Unit	N/Y/K
Examiner Name	N/Y/K
Attorney Docket Number	2926 US (203-3805 PCT US)

U.S. PATENT DOCUMENTS *WITHOUT REFERENCES*

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	3,812,861	May 28, 1974	Peters			
	3,987,796	Oct. 26, 1976	Gonser			
	4,067,342	Jan. 10, 1978	Burton			
	4,092,985	June 6, 1978	Kaufman			
	4,114,622	Sept. 19, 1978	Gonser			
	4,117,846	Oct. 3, 1978	Williams			
	4,121,590	Oct. 24, 1978	Donald I. Gonser			
	4,200,104	Apr. 29, 1980	Frank W. Harris			
	4,213,463	July 22, 1980	Osenkarski			
	4,237,887	Dec. 9, 1980	Donald I. Gosner			
	4,253,721	March 3, 1981	Kaufman			
	4,303,073	Dec. 1, 1981	G. Kent Archibald			
	4,304,235	Dec. 8, 1981	Kaufman			
	4,331,149	May 25, 1982	Gonser			
	4,343,308	Aug. 10, 1982	Robert D. Gross			
	4,416,276	Nov. 22, 1983	David W. Newton et al.			
	4,416,277	Nov. 22, 1983	David W. Newton et al.			
	4,643,193	Feb. 17, 1987	DeMarzo			
	4,669,468	June 2, 1987	Cartmell et al.			
	4,699,146	Oct. 13, 1987	Sieverding			

Examiner	Date Considered
Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	

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U.S. PATENT DOCUMENTS *WITHOUT REFERENCES*

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	4,722,761	Feb. 2, 1988	Cartmell et al.			
	4,741,334	May 3, 1988	Werner Irnich			
	4,748,983	June 7, 1988	Shigeta et al.			
	4,750,482	June 14, 1988	Sieverding			
	4,754,757	July 5, 1988	Feucht			
	4,768,514	Sept. 6, 1988	DeMarzo			
	4,799,480	Jan. 24, 1989	Abraham et al.			
	4,848,335	July 18, 1989	Manes			
	4,873,974	Oct. 17, 1989	Hagen et al.			
	4,895,169	Jan. 23, 1990	Heath			
	4,947,846	Aug. 14, 1990	Kitagawa et al.			
	4,955,381	Sept. 11, 1990	Way et al.			
	5,004,425	Apr. 2, 1991	Hee			
	5,010,896	Apr. 30, 1991	Westbrook			
	5,042,981	Aug. 27, 1991	Gross			
	5,087,257	Feb. 11, 1992	Farin			
	5,196,008	March 23, 1993	Kuenecke			
	5,276,079	Jan. 4, 1994	Duan et al.			
	5,362,420	Nov. 8, 1994	Itoh et al.			
	5,385,679	Jan. 31, 1995	Uy et al.			

Examiner	Date Considered
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U.S. PATENT DOCUMENTS *WITHOUT REFERENCES*

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	5,388,490	Feb. 14, 1995	Buck			
	5,389,376	Feb. 14, 1995	Duan et al.			
	5,409,966	April 25, 1995	Duan et al.			
	5,496,312	March 5, 1996	Kliceck			
	5,496,363	March 5, 1996	Burgio et al.			
	5,520,180	May 28, 1996	Uy et al.			
	5,536,446	July 16, 1996	Uy et al.			
	5,540,684	July 30, 1996	Hassler, Jr.			
	5,611,709	March 18, 1997	McAnulty			
	5,670,557	Sept. 23, 1997	Dietz et al.			
	5,674,561	Oct. 7, 1997	Dietz et al.			
	5,678,545	Oct. 21, 1997	Stratbucker			
	5,695,494	Dec. 9, 1997	Daniel J. Becker			
	5,707,369	Jan. 13, 1998	Vaitekunas et al.			
	5,720,744	Feb. 24, 1988	J. L. Eggleston et al.			
	5,766,165	Jun. 16, 1998	John S. Gentelia et al.			
	5,779,632	July 14, 1998	Dietz et al.			
	5,797,902	Aug. 25, 1998	Samuel G. Netherly			
	5,830,212	Nov. 3, 1998	Cartmell et al.			
	5,836,942	Nov. 17, 1998	Netherly et al.			

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U.S. PATENT DOCUMENTS *WITHOUT REFERENCES*

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	5,846,558	Dec. 8, 1998	Nielsen et al.			
	5,853,750	Dec. 29, 1998	Dietz et al.			
	5,868,742	Feb. 9, 1999	Manes et al.			
	5,924,983	July 20, 1999	Takaki et al.			
	5,947,961	Sept. 7, 1999	Netherly			
	5,952,398	Sept. 14, 1999	Dietz et al.			
	5,985,990	Nov. 16, 1999	Kantner et al.			
	5,999,061	Dec. 7, 1999	Pope et al.			
	6,007,532	Dec. 28, 1999	Netherly			
	6,030,381	Feb. 29, 2000	Jones et al.			
	6,032,063	Feb. 29, 2000	Hoar et al.			
	6,053,910	April 25, 2000	Fleenor			
	6,083,221	July 4, 2000	Fleenor et al.			
	6,121,508	Sept. 19, 2000	Bischof et al.			
	6,171,304	Jan. 9, 2001	Netherly et al.			
	6,203,541	March 20, 2001	Keppel			
	6,214,000	April 10, 2001	Fleenor et al.			
	6,232,366	May 15, 2001	Wang et al.			
	6,240,323	May 29, 2001	Calenzo, Sr. et al.			
	6,258,085	Jul. 10, 2001	Jeffery L. Eggleston			

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U.S. PATENT DOCUMENTS *WITHOUT REFERENCES*

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	6,275,786	Aug. 14, 2001	Daners			
	6,301,500	Oct. 9, 2001	Van Herk et al.			
	6,310,611	Oct. 30, 2001	Caldwell			
	6,347,246	Feb. 12, 2002	Perrault et al.			
	6,350,264	Feb. 26, 2002	Hooven			
	6,379,161	April 30, 2002	Ma			
	6,415,170	July 2, 2002	Loutis et al.			
	6,454,764	Sept. 24, 2002	Fleenor et al.			
	6,544,258	April 8, 2003	Fleenor et al.			
	6,565,559	May 20, 2003	Eggleston			
	6,582,424	Jun. 24, 2003	Fleenor et al.			
	6,666,859	Dec. 23, 2003	Fleenor, et al.			
	6,796,828	Sept. 28, 2004	Ehr et al.			
	6,997,735	Feb. 14, 2006	Ehr et al.			
	2005/0021022 A1	Jan. 27, 2005	Sturm et al.			
	2005/0079752 A1	April 14, 2005	Ehr et al.			
	2006/0030195 A1	Feb. 9, 2006	Ehr et al.			
	2006/0079872 A1	April 13, 2006	Eggleston			

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FOREIGN PATENT DOCUMENTS WITH REFERENCES

Document Number	Date	Country	Class	Subclass	Translation	
					Yes	No
197 17 411 A1	Nov. 5, 1998	DE			X	
198 01 173	July 15, 1999	DE			X	
836,868	April 22, 1998	EP			X	
2,276,027	June 25, 1974	FR			X	
WO 98/18395	May 7, 1998	PCT				
WO 99/11187	March 11, 1999	PCT				
WO 00/32122	June 8, 2000	PCT				
WO 01/87175	Nov. 22, 2001	PCT				
WO 02/058579	Aug. 1, 2002	PCT				
WO 02/060526	Aug. 8, 2002	PCT				
WO 05/048809	June 2, 2005	PCT				

OTHER DOCUMENTS

	International Search Report EP 05021944.3 dated January 25, 2006
	International Search Report EP 05002027.0 dated May 12, 2005

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